



**ORDERED THAT:**

1. Docket call for this Adversary Proceeding will be held on **May 7, 2024 at 1:15 p.m.**

2. Trial of this Adversary Proceeding will be held the week of **May 13, 2024**. To the extent that any portion of this Adversary Proceeding may be heard by this Court, whether as part of its core jurisdiction or in order to issue proposed findings of fact and conclusions of law, the parties are to be ready for trial on such date and, if they find it to be appropriate, they may seek a special setting during said trial week in light of third party witness subpoenas or such other matters as may justify the same; *provided, however*, that if the District Court has not ruled on the presently pending motion for withdrawal of the reference and/or this Court or the District Court have not ruled on the presently pending motion to strike jury demand, both by the trial docket call, then the foregoing trial setting and the pretrial deadlines set below (but not the discovery cut-off deadline) shall not apply and the trial docket call setting shall be converted to a status conference.

3. Fact discovery shall be completed by **March 31, 2024**.

4. Any deadline that has expired in any previously entered scheduling order, except to the extent extended or modified herein, shall remain in full force and effect, subject to any party seeking such relief as may be appropriate.

5. Except for impeachment documents, all exhibits, along with a list of witnesses to be called, shall be exchanged with all other parties no later than **May 1, 2024**. All exhibits not objected to in writing by Docket Call shall be admitted into evidence at trial without further proof, except for objections to relevance. Written objections to exhibits will be taken up either at the beginning or during the course of the actual trial or at any pretrial conference.

6. On or before **May 1, 2024**, a Joint Pretrial Order in compliance with Local District

Court Rule 16.4 shall be filed, served, and uploaded for Court entry. All parties are responsible for preparing the Joint Pretrial Order, which shall contain the following: (a) a summary of the claims and defenses of each party; (b) a statement of stipulated facts; (c) a list of the contested issues of fact; (d) a list of contested issues of law; (e) an estimate of the length of trial; (f) a list of additional matters which would aid in the disposition of the case; and (g) the signature of each attorney.

7. On or before **May 1, 2024**, the parties shall file proposed findings of fact and conclusions of law.

8. On or before **May 3, 2024**, the parties shall file trial briefs addressing contested issues of law.

9. This Order, and each party's agreement to this Order, is wholly without prejudice to all issues concerning the Court's core or non-core jurisdiction, or the lack thereof, or the lack of any consent to this Court's entry of final judgment, or to any motion for withdrawal of the reference, and to any issue concerning jury rights, and all rights, issues, objections, defenses, and arguments concerning any of the foregoing are preserved and may be asserted by each party as is otherwise appropriate notwithstanding the entry of this Order.

10. Notwithstanding the "good cause" requirement of Rule 16, each party may seek such further relief, extension of, or modification of this Order, from this Court or the District Court, depending on the adjudication of present motions concerning the reference and asserted jury rights, including with respect to any previously expired deadlines in any previous scheduling order, but only based on such developments and adjudications and not otherwise, any such relief sought otherwise shall be subject to the "good cause" standard as it otherwise exists.

### END OF ORDER ###

**AGREED:**

<b>MUNSCH HARDT KOPF &amp; HARR P.C.</b>  <u>/s/ Davor Rukavina</u> Davor Rukavina, Esq. Texas Bar No. 24030781 500 North Akard St., Ste. 3800 Dallas, Texas 75201 Telephone: (214) 855-7500 <a href="mailto:drukavina@munsch.com">drukavina@munsch.com</a>	<u>/s/ Jason M. Rudd (w/ permission)</u> Jason M. Rudd, Tex. Bar No. 24028786 Paul T. Elkins, Tex. Bar No. 24092383 <b>WICK PHILLIPS GOULD &amp; MARTIN, LLP</b> 3131 McKinney Avenue, Suite 500 Dallas, TX 75204 Phone: (214) 692-6200 Fax: (214) 692-6255
<b>ATTORNEYS FOR THE PLAINTIFFS</b>	<b>COUNSEL FOR DEFENDANTS</b>